

BEFORE THE STATE BOARD OF REAL ESTATE APPRAISERS**STATE OF IDAHO****ORIGINAL**

In the Matter of the License of:

GEORGE E. HANEY
License No. LRA-86,

Respondent.

Case Nos. REA-L3-03-00-027
REA-L3-03-01-018**FINAL ORDER**

THIS MATTER came on for hearing on April 2, 2003, before Elaine Eberharter-Maki, the designated Hearing Officer. The State appeared in person and by its attorney of record, Cheri L. Bush, Idaho Deputy Attorney General. Respondent George E. Haney was present and represented himself pro se at the hearing. The parties presented witnesses, testimony, and documentary evidence. On May 21, 2003, the Hearing Officer submitted her Findings of Fact, Conclusions of Law, and Recommended Order.

The Board, having conducted an independent review of the record, having considered all evidence presented before the Hearing Officer, the Hearing Officer's Findings of Fact, Conclusions of Law, and Recommended Order, and all other matters of record, and good cause appearing therefor, the Board unanimously adopted the following Order.

IT IS HEREBY ORDERED as follows:

1. That the Hearing Officer's Findings of Fact and Conclusions of Law are hereby adopted and incorporated herein by reference.

FINAL ORDER - 1.

2. The Board orders the following discipline be imposed upon the Respondent:

a. Respondent shall be placed on an unsupervised probation for a period of twelve (12) months from the date of the Board's Final Order. Respondent shall be issued a written reprimand regarding the nature of his record keeping regarding work files of real estate appraisals.

b. During the period of probation, the Respondent shall attend, at his own expense, at least eight (8) hours of training regarding document organization and retention, which may be directly related to USPAP standards. Respondent shall provide verification of such attendance to the Board and, at the end of the twelve (12) month period, shall request release from the probation.

c. Respondent shall reimburse the Board for the cost of the investigation and prosecution of this matter in an amount to be determined by the Idaho Bureau of Occupational Licenses. Respondent shall pay said costs and fees within twelve (12) months from the date of this Final Order.

d. Any violation of the Final Order, or any subsequent order based thereon, shall be considered a violation of Idaho Code § 54-4107. If the Board staff has reason to believe Respondent has violated or failed to comply with the Final Order or any subsequent order based thereon, the Board may impose additional discipline following notice and an opportunity for a hearing as required by Idaho Code § 67-5201, *et seq.*

3. This is the Final Order of the Board.

a. Any party may file a Petition for Reconsideration of this Final Order within fourteen (14) days of the service date of this Final Order. The Board will dispose of the

Petition for Reconsideration within twenty-one (21) days of its receipt, or the Petition will be considered denied by the operation of law. (*See*, Idaho Code § 67-5247(4).)


b. Pursuant to Idaho Code §§ 67-5270 and 57-5272, any party aggrieved by this Final Order, or orders previously issued in this case, may appeal this Final Order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which: (i) a hearing was held; (ii) the final agency action was taken; or (iii) the party seeking review of this Final Order resides.

c. An appeal must be taken within twenty-eight (28) days: (i) of the service date of this Final Order; (ii) of any order denying petition for reconsideration; or (iii) of the failure within twenty-one (21) days to grant or deny a petition for reconsideration, whichever is later. (*See*, Idaho Code § 67-5273.) The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

4. The Bureau Chief of the Bureau of Occupational Licenses shall cause a true and correct copy of this Final Order to be served upon the Respondent and the State's attorney by mailing a copy to them at their addresses as provided.

DATED this 18th day of August, 2003.

STATE BOARD OF REAL ESTATE APPRAISERS

By 
Ruby Stroschein, Chairperson

FINAL ORDER - 3.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 18th day of August, 2003, I caused to be served, by the method(s) indicated, a true and correct copy of the foregoing upon:

Cheri L. Bush
Deputy Attorney General
Office of the Attorney General
P.O. Box 83720
Boise, Idaho 83720-0010

George E. Haney
715 Shoshone Street North
Twin Falls, Idaho 83301

<input type="checkbox"/>	U.S. Mail
<input type="checkbox"/>	Hand Delivered
<input type="checkbox"/>	Federal Express
<input type="checkbox"/>	Fax Transmission
<input type="checkbox"/>	Statehouse Mail
<input type="checkbox"/>	U.S. Mail
<input type="checkbox"/>	Hand Delivered
<input type="checkbox"/>	Federal Express
<input type="checkbox"/>	Fax Transmission
<input type="checkbox"/>	Certified U.S. Mail


Rayola Jacobsen, Bureau Chief

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FINAL ORDER - 4.

STATE OF IDAHO
DEPARTMENT OF SELF-GOVERNING AGENCIES
Bureau of Occupational Licenses
Owyhee Plaza
1109 Main Street, Suite 220
Boise, Idaho 83702-5642

RETURN SERVICE REQUESTED



7000 1530 0005 5350 2305

GEORGE E. HANEY
715 SHOSHONE ST., NORTH
TWIN FALLS, IDAHO 83301

U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

Final Order

Postage \$
Certified Fee
Return Receipt Fee (Endorsement Required)
Restricted Delivery Fee (Endorsement Required)
Total Postage & Fees \$

sent 08/19/03

Sent To: GEORGE E. HANEY
Street, Apt: 715 SHOSHONE ST., NORTH
City, State: TWIN FALLS, IDAHO 83301

PS Form

ctions

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

GEORGE E. HANEY
715 SHOSHONE ST., NORTH
TWIN FALLS, IDAHO 83301

COMPLETE THIS SECTION ON DELIVERY

- A. Received by (Please Print Clearly) B. Date of Delivery
George Haney *8/21*
- C. Signature *[Signature]* ☒ Agent ☐ Addressee
- D. Is delivery address different from item 1? ☒ Yes
If YES, enter delivery address below:
P.O. Box 115, Twin Falls, ID 83303

3. Service Type

- ☒ Certified Mail ☐ Express Mail
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

2. Article Number (Copy from service label)

7000 1530 0005 5350 2305

PS Form 3811, July 1999

Domestic Return Receipt

102595-99-M-1789